

December 7, 2018

6. On December 30, 2015, Plaintiff went onto Defendant's premises to shop when she was caused to slip and fall as a result of water or some other transitory substance on the floor of Defendant's store.

7. As a direct and proximate result of said fall, Plaintiff suffered injuries and damages as set forth hereinbelow.

8. Defendant knew, or, in the exercise of reasonable care should have known, of the condition, or Defendant created the condition either through the acts of its employees, in its negligent maintenance of equipment, or in its negligent method of operation, and Defendant should have corrected the condition or warned Plaintiff of its existence.

PLAINTIFF'S CAUSE OF ACTION
(Negligence)

9. Plaintiff incorporates herein by reference each and every allegation set forth hereinabove as if repeated verbatim.

10. Defendant was, by and through its authorized agents and servants, then and there employed at its Store #2806, negligent, grossly negligent, reckless, willful and wanton in the following particulars, to wit:

- (a) In failing to use reasonable care to see that its entrances, exits, aisles and passageways within its store were safe and clear of obstruction or dangerous condition so as to avoid injury to its patrons and customers such as the Plaintiff herein;
- (b) In failing to safely and promptly remove the fluid from the floor of the subject store so as to avoid injury to its patrons and customers including Plaintiff herein;
- (c) In failing to promptly and adequately warn Defendant's patrons and customers, including Plaintiff herein, of the dangerous condition then and there existing;
- (e) In failing to promptly and adequately barricade the dangerous condition so as to avoid any injury to Defendant's patrons and customers including Plaintiff herein; and

- (f) In generally failing to exercise the degree of care and caution that a reasonably prudent store owner would have exercised under the circumstances then and there existing;

All of which were the direct and proximate cause of the injury and damages to the Plaintiff herein and were in violation of the law of the State of South Carolina.

11. As a direct and proximate result of the aforementioned acts of negligence, gross negligence, recklessness, willfulness, and wantonness on behalf of Defendant, Plaintiff suffered injuries to her person that required expensive and extensive medical care and treatment.

12. As a further direct and proximate result of the aforementioned acts of negligence and gross negligence on behalf of Defendant, Plaintiff endured, and continues to endure physical pain and suffering and loss of enjoyment of life.

WHEREFORE, the Plaintiff herein prays for judgment against Defendant for both compensatory and punitive damages in amounts to be determined to be appropriate by the Court at the trial of this case, for the costs of this action, and for such other and further relief that this Court deems just and proper.

HARRISON|WHITE, P.C.

s/John B. White, Jr.

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